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October 17, 2003

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Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Re:

U.S. Utility Patent Application

Appl. No. 10/448,441; Filed: May 30, 2003

For: Methods of Selecting 5'-Capped Nucleic Acid Molecules

Inventor:

Ning WU

Our Ref:

0942.5710002/RWE/BJD/JKM

Sir:

Transmitted herewith for appropriate action are the following documents:

- 1. Information Disclosure Statement;
- 2. List of cited references on Form PTO-1449 (2 sheets);
- 3. A copy of each reference cited on Form PTO-1449 (6 documents: AR1, AS1, AT1, AR2, AS2 and AT2); and
- 4. One (1) return postcard.

It is respectfully requested that the attached postcard be stamped with the date of filing of these documents, and that it be returned to our courier. In the event that extensions of time are necessary to prevent abandonment of this patent application, then such extensions of time are hereby petitioned.

Sterne, Kessler, Goldstein & Fox PLLC : 1100 New York Avenue, NW : Washington, DC 20005 : 202.371.2600 f 202.371.2540 : www.skgf.com



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Ning WU

Appl. No. 10/448,441

Filed: May 30, 2003

For:

Methods of Selecting 5'-Capped

Nucleic Acid Molecules

Confirmation No. 7834

Art Unit: 1635

Examiner: To be assigned

Atty. Docket:

0942.5710002/RWE/BJD/JKM

Information Disclosure Statement

Commissioner for Patents PO Box 1450 Alexandria, VA 22313-1450

Sir:

Listed on accompanying Form PTO-1449 are documents that may be considered material to the examination of this application, in compliance with the duty of disclosure requirements of 37 C.F.R. §§ 1.56, 1.97 and 1.98. A copy of each document is provided.

Where the publication date of a listed document does not provide a month of publication, the year of publication of the listed document is sufficiently earlier than the effective U.S. filing date and any foreign priority date so that the month of publication is not in issue. Applicant has listed publication dates on the attached PTO-1449 based on information presently available to the undersigned. However, the listed publication dates should not be construed as an admission that the information was actually published on the date indicated.

Applicant reserves the right to establish the patentability of the claimed invention over any of the information provided herewith, and/or to prove that this information may not

be prior art, and/or to prove that this information may not be enabling for the teachings purportedly offered.

This statement should not be construed as a representation that a search has been made, or that information more material to the examination of the present patent application does not exist. The Examiner is specifically requested not to rely solely on the material submitted herewith.

This Information Disclosure Statement is being filed before the mailing date of a first Office Action on the merits. No statement or fee is required.

It is respectfully requested that the Examiner initial and return a copy of the enclosed PTO-1449, and indicate in the official file wrapper of this patent application that the documents have been considered.

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.

Brian J. Del Buono Attorney for Applicant Registration No. 42,473

Date: October 17, 2003

1100 New York Avenue, N.W. Washington, D.C. 20005-3934 (202) 371-2600

SKGF_DC1:188489.1

Commissioner for Patents October 17, 2003 Page 2

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.

Brian J. Del Buono Attorney for Applicant Registration No. 42,473

RWE/BJD/JKM/acr/awt Enclosures

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FORM PTO-1449

INFORMATION DISCLOSURE STATEMENT

	ATTY. DOCKET NO. APPLICATION NO. 10/448,441								
	APPLICANT Ning WU								
	FILING DATE May 30, 2003	GROUP 1635							

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	AS	1	Maruyama, K., and Sugano, S., "Oligo-capping: a simple method to replace the cap structure of eukaryotic mRNAs with oligoribonucleotides," Gene 138:171-174, Elsevier Science B.V. (1994).						
	Murthy, K.G.K., et al., "A nuclear micrococcal-sensitive, ATP-dependent exoribonuclease degrades uncapped but not capped RNA substrates," Nucleic Ac Res. 19:2685-2692, Oxford University Press (1991).							ndent Nucleic Acids	
EXAMINER						DATE	CONSIDERED		

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with

next communication to Applicant.



INFORMATION DISCLOSURE STATEMENT

ATTY. DOCKET NO. 0942.5710002/RWE/BJD/JKM	APPLICATION NO. 10/448,441			
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			TUTE /Tealudie	a Author Wi	tle Date Bertines	* Page	- 1	1 10	
	OTHER (Including Author, Title, Date, Pertinent Pages, etc.) Suzuki, Y., et al., "Construction and characterization of a full length-enriched and a 5'-end-enriched cDNA library," Gene 200:149-156, Elsevier Science B.V. (1997).								
Suzuki, Y., et al., "Statistical Analysis of the 5' Untranslated Region Human mRNA Using 'Oligo-Capped' cDNA Libraries," Genomics 64:286-297, Ac Press (March 2000).								egion of 97, Academic	
	AT	<u>2</u>	International mailed July	l Search Repo	ort for Internations	al Applicati	on No. PCT/	JS02/28821,	
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EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to Applicant.